IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.684 OF 2006

Shaikh Amin Abdul Rehman .. Applicant.
Vs.
Rashid Shaikh Ramzani & Ors. .. Respondents.

Mr.V.S.Gokhale for the applicant.
Mr.P.A.Pol A.P.P. for the State.

CORAM : D.B.BHOSALE, J.
DATED : 15TH JUNE, 2006

P.C.:

. Heard learned counsel for the parties.

2. By this application, under section 378(4) of the Code of Criminal Procedure the applicant is seeking leave to appeal against the order of acquittal of the respondent-accused, who were tried for the offence punishable under section 403 read with 34 of I.P.C. The complainant and the accused are brothers. It is alleged that some amount had been dishonestly misappropriated betwen the period from 22.6.1994 to 2.5.2001. I perused the judgment and heard Mr.Gokhale, learned counsel for the applicant. He could not point out a legal infirmity in the impugned judgment. Considering the reasons recorded by the court below on appreciation of the evidence on record the judgment of acquittal cannot be said to be unreasonable and perverse. The view taken by the trial Court is reasonably

possible view. I do not find any ground and reason to grant leave to file appeal under section 378(4) of the Code of Criminal Procedure. The application is rejected.

(D.B.Bhosale, J.)